99 JUL 28 PH12:52

# UNITED STATES OF AMERICA DEPARTMENT OF TRANSPORTATION OFFICE OF THE SECRETARY WASHINGTON, D.C.

60046

ORIGINAL

Joint Application of

ALITALIA-LINEE AEREE ITALIANE-S.p.A. KLM ROYAL DUTCH AIRLINES NORTHWEST AIRLINES, INC.

for approval of and Antitrust Immunity for Alliance Agreement pursuant to 49 U.S.C. \$\\$41308\$ and 41309

Docket OST-1999-5674 - 17

# AFFIDAVITS OF CONFIDENTIALITY FORCOUNSEL FOR THE INDEPENDENT ASSOCIATION OF CONTINENTAL PILOTS

Communications with respect to this document should be sent to:

Ernest E. Sowell, Esq. General Counsel Independent Ass'n of Cont. Pilots 15710 JFK Boulevard, Suite 250 Houston, TX 77032 (281) 987-3636 Roland I? Wilder, Jr.
BAPTISTE & WILDER, P.C.
1150 Connecticut Avenue, N.W.
Suite 500
Washington, D.C. 20036
(202) 223-0723

Dated: July 28, 1999

### UNITED STATES OF AMERICA

DEPARTMENT OF TRANSPORTATION OFFICE OF THE SECRETARY WASHINGTON, D.C.

| Joint Application of   |                      |
|--|----------------------|
| ALITALIA-LINEE AEREE ITALIANE-S.p.A. KLM ROYAL DUTCH AIRLINES NORTHWEST AIRLINES, INC.                 | Docket OST-1999-5674 |
| for approval of and Antitrust Immunity for Alliance Agreement pursuant to 49 U.S.C. §§ 41308 and 41309 |                      |

### AFFIDAVIT OF CONFIDENTIALITY

- I, Roland I? Wilder, of 1150 Connecticut Avenue, N.W., Suite 500, Washington, D.C. 20036, being duly sworn do hereby declare and state:
- 1. This affidavit is being filed to enable your affiant to examine documents accorded confidential treatment in the captioned matter, now and in the future, including those for which confidential treatment is being sought. I am counsel for the Independent Association of Continental Pilots which is an interested party by virtue of being the representative of pilots flying in the service of Continental Airlines, Inc.
- The information I gain from examining confidential documents will be 2... used by me only for the purpose of participating in this proceeding.
- I will disclose information obtained from material accorded 3. confidential status in this proceeding only to persons who have filed a valid affidavit in Docket OST-1999-5674.

Executed this day of July 1999 in Washington, D.C.

Subscribed and sworn to before me this 27<sup>th</sup> day of July, 1999.

ara E. Ucman, D.C. Notary, My Commission Expires: 3/14/2003

#### CERTIFICATE OF SERVICE

I HEREBY CERTIFY on this 28<sup>th</sup> day of July, 1999, a copy of the foregoing Affidavit of Confidentiality was served by first class mail, postage prepaid, upon the following:

James W. Tello Filler, Weller & Tello, P.C. 117 N. Henry Street Alexandria, VA 223 14-0784 (Counsel for Air Transport Int'l)

Carl B. Nelson, Jr. Associate General Counsel American Airlines, Inc. 1101 17<sup>th</sup> Street, N.W Suite 600 Washington, DC 20036

William G. Doherty 7337 W. Washington Street Indianapolis, IN 4625 1-0609

John L. Richardson Crispin & Brenner, P.L.L.C. 1100 New York Avenue, N.W. Suite 850 Washington, DC 20005 (Counsel for Arnerijet Int'l)

Allan W. Markam 2733 36<sup>th</sup> Street, NW Washington, DC 20007- 1422 (Counsel for Arrow Air)

Williams C. Evans
Vemer, Liipfert, Bernhard, McPherson
and Hand, Chartered
901 15<sup>th</sup> Street, N.W., Suite 700
Washington, DC 20005
(Counsel for Atlas Air)

William H. Callaway, Jr. Zuckert, Scoutt & Rasenberger, LLP 888 17<sup>th</sup> Street, N.W. Suite 600 Washington, DC 20006 (Counsel for Challenge Air Cargo)

R. Bruce Keiner Lorraine B. Halloway Crowell & Moring, LLP 100 1 Pennsylvania Avenue, N. W. Washington, DC 20004-2595 (Counsel for Continental and Emery)

Hershel Kamen
Staff Vice President,
International & Regulatory Affairs
Continental Airlines, Inc.
P.O. Box 4607 – HQSGV
Houston, TX 772 1 O-4607

Robert E. Cohn Shaw, Pittman, Potts, & Trowbridge 2300 N Street, N.W. Washington, DC 20037 (Counsel for Delta Air Lines)

R. Tenney Johnson 2121 K Street, N.W. Suite 800 Washington, DC 20037 (Counsel for DHL)

Tom Lydon Director of Government Affairs Evergreen Int'l, Inc. 1629 K Street, N.W. Suite 301 Washington, DC 20006 Nathaniel P. Breed, Jr. Shaw, Pittman, Potts & Trowbridge 2300 N Street, N.W. Washington, D.C. 20037 (Counsel for Federal Express)

Marshall Sinick
Squire, Sanders & Dempsey
1201 Pennsylvania Avenue, N. W.
Suite 500
Washington, DC 20004
(Counsel for Florida West Int'l)

Moffett B. Roller Roller & Bauer 1350 Eye Street, N.W., Suite 200 Washington, DC 20005 (Counsel for Gemini Air Cargo)

Robert P. Silverberg Bagileo, Silverberg, & Goldman 1101 30<sup>th</sup> Street, N.W. Suite 120 Washington, DC 20036 (Kitty Hawk International)

Robert Beckman
Bode & Beckman
1150 Connecticut Avenue, N. W.
Ninth Floor
Washington, DC 20036
(Laker Airways)

David Kirstein
Baker & Hostetler, LLP
1050 Connecticut Avenue, N. W.
Suite 1100
Washington, DC 20036
(Counsel for Northern Air Cargo

Theodore I. Seamon
Hewes, Gelband, Lambert
& Dann, P.C.
1000 Potomac Street, N.W., Suite 300
Washington, DC 20007
(Counsel for Northern Air Cargo)

Jeffrey A. Manley Kirkland & Ellis 655 1 5<sup>th</sup> Street, N.W. Washington, DC 20005 (Counsel for United and Polar)

Pierre Murphy
One Westin Center
2445 M Street, N.W.
Suite 260
Washington, DC 2003 7
(Counsel for Fine Air & SAT)

Dennis N. Barnes Morgan, Lewis & Bockius 1800 M Street, N. W. Suite 600N Washington, DC 20036 (Counsel for Sun County Airlines

Stephen Gelband Hewes, Gelband, Lambert and Dann, P.C. 1000 Potomac Street, N.W., Suite 300 Washington, DC 20007 (Counsel for Tower Air)

Richard J. Fahy, Jr. Consulting Attorney Trans World Airways 900 19<sup>th</sup> Street, N.W. Suite 350 Washington, DC 20006

David L. Vaughan Kelley, Drye & Warren 1200 19<sup>th</sup> Street, N.W. Suite 500 Washington, DC 20036 (Counsel for UPS)

Lawrence M. Nagin
Executive Vice President, Corporate
Affairs, and General Counsel
US Airways, Inc., Crystal Park Four
2345 Crystal Drive
Arlington, VA 2222

Malcolm L. Benge Zuckert, Scoutt & Rasenberger, LLP 888 17<sup>th</sup> Street, N. W., Suite 600 Washington, DC 20006 (Counsel for World Airways)

Joseph Guerrieri, Jr. Guerrieri, Edmond, & Clayman, P.C. 1331 F Street, N.W. Washington, DC 20004 (Counsel for International Association of Machinists)

U.S. Department of Defense U.S. Transcom TCJ5 Attn: Air Mobility Analysis 508 Scott Drive Scott AFB, IL 62225-5357

Richard D. Mathias Zuckert, Scoutt & Rasenberger, L.L.P. 888 17<sup>th</sup> Street, N.W, Suite 600 Washington, DC 20006-3309

Elliott M. Seiden, David G. Mishkin & Megan Rae Poldy
Northwest Airlines, Inc.
901 15<sup>th</sup> Street, N.W.
Suite 3 10
Washington, DC 20005

Roger Fones Chief, Transportation, Energy and Agricultural Section Antitrust Division U.S. Department of Justice 325 Seventh Street, N.W., Suite 500 Washington, DC 20530

David Marchick
Deputy Assistant Secretary for
Transportation Affairs
U.S. Department of State
2201 C Street, N.W.
Room 5830
Washington, DC 20520

Paul M. Rudin
Senior Vice President
Legal & Industry Affairs
American Society of Travel Agents, Inc.
1101 King Street
Alexandria, VA 223 14

Paul V. Mifsud VP, Government & Legal Affairs-USA KLM Royal Dutch Airlines 2501 M Street, N.W. Washington, DC 20037

Roland P. Wilder, Jr.